

2005 DRAFTING REQUEST

Bill

Received: **07/11/2005**

Received By: **mglass**

Wanted: **As time permits**

Identical to LRB:

For: **Cathy Stepp (608) 266-1832**

By/Representing: **Scott Manley**

This file may be shown to any legislator: **NO**

Drafter: **mglass**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - boats snomos ATVs**

Extra Copies:

Submit via email: **NO**

Pre Topic:

No specific pre topic given

Topic:

Noise levels of snowmobiles

Instructions:

Same as LRB -3085/2

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mglass 07/11/2005	wjackson 07/11/2005					State
/1			pgreensl 07/12/2005		lemery 07/12/2005	sbasford 07/20/2005	

FE Sent For:

<END>

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1/?	mglass	11 Wg 7/11	7/12 p8	7/12 8/12			

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3343/1
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2005 BILL

Other

Regen

- 1 AN ACT *to repeal* 350.10 (1) (e); *to renumber and amend* 350.09 (6) and 350.09
2 (7); *to amend* 350.09 (8) and 350.10 (1) (d); and *to create* 350.095 (title),
3 350.095 (1) (title), 350.095 (2) (title) and 350.095 (2) (c) and (d) of the statutes;
4 **relating to:** noise level requirements for snowmobiles.

Analysis by the Legislative Reference Bureau

Current law requires that snowmobiles manufactured after July 1, 1972, that are sold in this state conform with specific noise level standards for total vehicle noise, as established by the Society of American Engineers (SAE). A different standard applies depending on when the snowmobile was manufactured. Current law also requires that a snowmobile manufactured, sold, or operated in this state have a muffler in good working order that does not cause excessive or unusual noise.

This bill clarifies that the specific total vehicle noise level standards in current law apply only to snowmobiles that are sold as new. The bill then creates separate noise level standards for exhaust and engine noise, as opposed to total vehicle noise, that apply to the manufacture, sale, and operation of all snowmobiles manufactured after July 1, 1972. These standards are also established by the SAE. Again, a different standard as to exhaust and engine noise applies depending on when the snowmobile was manufactured.

BILL

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 350.09 (6) of the statutes is renumbered 350.095 (2) (a) and
2 amended to read:

3 350.095 (2) (a) No snowmobile shall may be manufactured, sold, offered for
4 sale, or operated unless it is equipped with a muffler in good working order, ~~which~~.

5 (b) For snowmobiles manufactured after July 1, 1972, a muffler that is in good
6 working order is one that blends the exhaust noise into the overall engine noise and
7 is in constant operation to prevent ~~excessive or unusual~~ exhaust and engine noise
8 that exceeds the applicable noise level standards established under pars. (c) and (d).

9 **SECTION 2.** 350.09 (7) of the statutes is renumbered 350.095 (1) (a) and
10 amended to read:

11 350.095 (1) (a) Every snowmobile that is manufactured after July 1, 1972, and
12 before July 2, 1975, and that is offered for sale or sold as a new snowmobile in this
13 state shall be manufactured ~~so constructed~~ as to limit total vehicle noise to not more
14 than 82 decibels of A sound pressure at 50 feet, as measured by ~~society of automotive~~
15 ~~engineers~~ Society of Automotive Engineers standards.

16 (b) Every snowmobile that is manufactured on or after July 1 ~~2~~, 1975, and that
17 is offered for sale or sold in this state as a new snowmobile shall be manufactured
18 ~~so constructed~~ as to limit total vehicle noise to not more than 78 decibels of A sound
19 pressure, as measured by ~~society of automotive engineers~~ Society of Automotive
20 Engineers standards.

BILL

1 (c) No snowmobile shall may be modified by any person in any manner that
2 shall amplify or otherwise increase total ~~noise-emission~~ vehicle noise above that
3 emitted by the snowmobile as originally ~~constructed~~ manufactured, regardless of
4 date of manufacture.

5 **SECTION 3.** 350.09 (8) of the statutes is amended to read:

6 350.09 (8) ~~Subsection (7)~~ Section 350.095 does not apply to snowmobiles
7 competing in a sanctioned race or derby or to snowmobiles being tested by
8 manufacturers, distributors or dealers on lands under their control.

9 **SECTION 4.** 350.095 (title) of the statutes is created to read:

10 **350.095 (title) Noise level requirements.**

11 **SECTION 5.** 350.095 (1) (title) of the statutes is created to read:

12 350.095 (1) (title) NOISE LEVEL STANDARDS; TOTAL VEHICLE NOISE.

13 **SECTION 6.** 350.095 (2) (title) of the statutes is created to read:

14 350.095 (2) (title) NOISE LEVEL STANDARDS; EXHAUST AND ENGINE NOISE.

15 **SECTION 7.** 350.095 (2) (c) and (d) of the statutes are created to read:

16 350.095 (2) (c) For every snowmobile manufactured after July 1, 1972, and
17 before July 2, 1975, the noise level standard for exhaust and engine noise shall be
18 90 decibels as measured in accordance with the procedures established for the
19 measurement of exhaust sound levels of stationary snowmobiles in the January 2004
20 Society of Automotive Engineers Standard J2567.

21 (d) For every snowmobile manufactured on or after July 2, 1975, the noise level
22 standard for exhaust and engine noise shall be 88 decibels as measured in accordance
23 with the procedures established for the measurement of exhaust sound levels of
24 stationary snowmobiles in the January 2004 Society of Automotive Engineers
25 Standard J2567.

BILL

1 **SECTION 8.** 350.10 (1) (d) of the statutes is amended to read:

2 350.10 (1) (d) In such a way that the exhaust of the motor makes an excessive
3 ~~or unusual noise~~ and engine noise exceeds the applicable noise level standard
4 specified in s. 350.095 (2) (c) or (d).

5 **SECTION 9.** 350.10 (1) (e) of the statutes is repealed.

6 (END)



STEPHEN R. MILLER
CHIEF

State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
5TH FLOOR
MADISON, WI 53701-2037

LEGAL SECTION: (608) 266-3561
LEGAL FAX: (608) 264-6948

July 12, 2005

MEMORANDUM

To: Senator Stepp

From: Mary Gibson-Glass, Senior Legislative Attorney

Re: LRB-3343/1 Noise levels of snowmobiles

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

_____ JACKET FOR ASSEMBLY ☒ JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 267-3215 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.